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Date: 19 January 2009

By: (Susan J. Myers Fitch)

Susan J. Myers Fitch

**PATENT IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Kuroda

APPLICATION No.: 10/539,992

FILED: December 9, 2003

FOR: **PLANT WITH REDUCED PROTEIN  
CONTENT IN SEED, METHOD OF  
CONSTRUCTING THE SAME AND  
METHOD OF USING THE SAME**

EXAMINER: WORLEY, Cathy Kingdon

ART UNIT: 1638

CONFIRMATION No.: 8318

**Response to Notice of Non-Compliant Amendment Under 37 C.F.R. § 1.121**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant has considered the Notice of Non-Compliant Amendment mailed 18 November 2008 in the above-identified application. Reconsideration of the claims in light of the remarks that follow is respectfully requested. Accompanying this Amendment is a request for a one-month extension of time, extending the period for reply up to and including 18 January 2009. Because 18 January 2009 falls on a Sunday, a response filed today, Monday, 19 January 2009, should be deemed to have been filed within the statutory period pursuant to 37 CFR 1.7(a) (see M.P.E.P. § 710.05).

**Amendments to the Claims** begin on page 2.

**Remarks** begin on page 12 of this paper.